



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: William G. SHERIDAN
Serial No.: 10/613,233
Title: FAILURE TOLERANT PASSIVE
LUBRICATION SYSTEM
Filing Date: July 3, 2003
Examiner: David M. Fenstermacher
Art Unit: 3682

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

Pursuant to Applicant's duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, the documents listed on the attached Form PTO/SB/08A are being brought to the attention of the Examiner in charge of the above-referenced Application.

The Examiner is respectfully requested to initial the space adjacent to the listing of each document on Form PTO/SB/08A, and return a copy of the initialed Form PTO/SB/08A with the next communication to Applicant, to confirm that these documents have been considered by the Examiner and made of record in this Application.

The below-referenced information is presented so that the Patent and Trademark Office may, in the first instance, determine any materiality thereof to the claimed invention. See 37 C.F.R. §§1.104(a) and 1.104(b) concerning the PTO duty to consider and use any such information. It is respectfully requested that the information be expressly considered during the prosecution of this Application, and that the references be made of record therein and appear among the "References Cited" on any patent that issues therefrom.

12/06/2005 HDESTA1 00000060 210279 10613233

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This paper is being submitted in accordance with:

- ☐ 37 C.F.R. § 1.97(b):
 - ☐ With the application;
 - ☐ Within 3 months of the filing date of a national application other than a continued prosecution application under 37 C.F.R. § 1.53(d);
 - ☐ Within 3 months of the date of entry of the national stage as set forth in 37 C.F.R. § 1.491 in an international application;
 - ☐ Before the mailing of a First Office Action on the merits; or
 - ☐ Before the mailing of a First Office Action after the filing of a request for continued examination under 37 C.F.R. § 1.114.
- ☐ 37 C.F.R. § 1.97(c) – after the period specified in 37 C.F.R. § 1.97(b) but before the mailing date of any of a Final Office Action under 37 C.F.R. § 1.113, a Notice of Allowance under 37 C.F.R. § 1.311, or an action that otherwise closes prosecution in this application, whichever is earlier; and includes:
 - ☐ The required statement made below; or
 - ☐ The **\$180** fee specified in 37 C.F.R. § 1.17(p) for submission of this IDS;
- ☒ 37 C.F.R. § 1.97(d) – after the period specified in 37 C.F.R. § 1.97(c) but on or before payment of the Issue Fee; and includes:
 - ☒ The required statement made below; and
 - ☒ The **\$180** fee specified in 37 C.F.R. § 1.17(p) for submission of this IDS;
- ☒ 37 C.F.R. § 1.97(e) – required statement:
 - ☒ Each item of information contained in this IDS was first cited in a communication from a foreign patent office in a counterpart

foreign application not more than three (3) months prior to the filing of this IDS; or

- ☐ No item of information contained in this IDS was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this Statement after making reasonable inquiry, no item of information contained in this IDS was known to any individual designated in 37 C.F.R. § 1.56(c) more than three (3) months prior to the filing of this IDS.

Applicant submits herewith references cited in a counterpart Japanese application. The references were cited in an Office Action mailed by the Japanese patent office on September 6, 2005 but not received by Applicant's representative until November 14, 2005.

References US 4,858,427 and US 4,373,421 are already of record in the US application. The illustrations of JP 59-20917 appear to be the same as those in US 4,284,174 which is already of record in the US application. However Applicant's undersigned representative has not been able to determine if these are counterpart documents. The other two references (JP 2003-184510 and JP 2-107896) appear to correspond respectively to US 2003/97872 and US 5,020,636, neither of which are of record in the US application.

Applicant has enclosed copies of JP 59-20917, JP 2003-184510, JP 2-107896 US 2003/97872 and US 5,020,636 and a translation of an Office Action from the Japanese Patent Office provided by Applicant's Japanese counsel.

If the fee of \$180 is incorrect, please charge any additional fees due, or credit any overpayment, to **Deposit Account No. 21-0279, Order No. EH-10953.**

If the Examiner has any questions or wishes to discuss this Application, the Examiner is kindly encouraged to telephone the undersigned.

Respectfully submitted,

Date: Dec 2, 2005

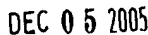


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Signature
December 2, 2005
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Approved for use through 7/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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Substitute for Form 1449B/PTO

(use as many sheets as necessary)

Complete if Known

Application Number	10/613,233
Filing Date	July 3, 2003
First Named Inventor	William G. SHERIDAN
Group Art Unit	3682
Examiner Name	David M. Fenstermacher
Attorney Docket Number	EH-10953

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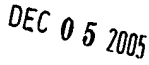
[illegible]

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No.1	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T6
		Country Code3 -Number4 - Kind Code s (if known)	MM-DD-YYYY			
	3	JP 2-107896	04-19-1990			
	4	JP 2003-184510	07-03-2003			
	5	JP 59-20917	05-16-1984			

Examiner Signature		Date Considered	
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This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: **Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.



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Attorney Docket Number	EH-10953

Sheet	2	of	2
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